



THE STATE OF NEVADA

PERMIT TO APPROPRIATE WATER

Name of applicant: TRUCKEE RIVER RANCH LLC
Source: UNDERGROUND
Basin: BIG SMOKY VALLEY-NORTHERN PART
Manner of Use: IRRIGATION
Period of Use: January 1st to December 31st
Priority Date: 07/10/2008

NEW PRIORITY DATE:
SEP 14 2011

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

A portion of the proposed place of use under this permit is supplemental to surface water from Clear Creek under Proof V01609. The total combined duty of this permit and any final determination of Proof V01609 shall not exceed 1,560 acre feet annually. This permit is issued with the understanding that the waters of Clear Creek, when available, are to be utilized prior to any diversion of underground water on the supplemental land.

(Continued on Page 2)

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 5.0 cubic feet per second or 1,560 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

May 28, 2011

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

May 28, 2014

Map in support of proof of beneficial use shall be filed on or before:

May 28, 2014

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 28th day of May, A.D. 2009

K. D. Hull P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

llb

AUG 08 2011
CANCELLED BECAUSE OF
FAILURE OF APPLICANT TO COMPLY WITH
THE PROVISIONS OF PERMIT
P.E. STATE ENGINEER
Ren. Rescinded 2-22-2012

Application No. 77220

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office JUL 10 2008 NEW PRIORITY DATE: SEP 14 2011

Returned to applicant for correction JUL 21 2008

Corrected application filed AUG 01 2008 Map filed AUG 01 2008

P.O. Box 5010 _____ of Fallon

Street Address or P.O. Box

City or Town

Nevada, 89407-5010

State and Zip Code

hereby make(s) application for permission to appropriate

Members: Gary Hutchings, Richard Hutchings, and R. Mark Hyde
December 31, 2003, in Fallon, Nevada

1. The source of water is Underground
Name of stream, lake, underground, spring or other sources.
2. The amount of water applied for is 5 cfs second feet.
One second foot equals 448.83 gallons per minute.
 - (a) If stored in reservoir give number of acre-feet _____
3. The water to be used for Irrigation
Irrigation, power, mining, commercial, domestic or other use. Must limit to one major use.
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated 480 acres
 - (b) Stockwater, state number and kind of animals _____
 - (c) Other use (describe fully in No. 12) _____
 - (d) Power:
 - (1) Horsepower developed _____
 - (2) Point of return of water to stream _____

5. The water is to be diverted from its source at the following point: (Describe as being within a 40-acre subdivision of public survey, and by course and distance to a found section corner. If on unsurveyed land, it should be so stated.)
NW¼ SW¼ of Section 20, T.15N., R.44E., M.D.M. or at a point from which the W¼ corner of said Sec. 20 bears N 04°08'56" W a distance of 599.58 feet.
6. Place of use: (Describe by legal subdivision. If on unsurveyed land, it should be so stated.)
SW¼ of Section 20 (160 ac.), NW¼; N¼ SW¼; SW¼ SW¼ of Section 29 (280 ac.), and SE¼ SE¼ of Section 30 (40 ac.) all in T.15N, R.44E., M.D.B.&M., a total of 480 acres
7. Use will begin about Jan 1 Month and Day and end about Dec 31 Month and Day of each year.
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.)
drilled and cased well, pump, motor, and conveyed by pivot sprinkler system
9. Estimated cost of works: \$75,000
10. Estimated time required to construct works: 2 years
(If well completed, describe works.)
11. Estimated time required to complete the application of water to beneficial use: 5 years
12. Provide a detailed description of the proposed project and its water usage (use attachments if necessary):
(Failure to provide a detailed description may cause a delay in processing.)
proposed water usage to irrigate 480 acres of agriculture through a pivot sprinkler system
13. Miscellaneous remarks:

bfitzpatrick@lumosengineering.com
E-mail Address

(775) 423-2188
Phone No.

**APPLICATION MUST BE SIGNED
 BY THE APPLICANT OR AGENT**

By Barry A. Fitzpatrick, S.W.R.S. #817
Type or print name clearly
Barry A. Fitzpatrick
Signature, applicant or agent
Lumos and Associates, Inc.
Company Name
178 S. Maine Street
Street Address or P.O. Box
Fallon, Nevada 89406
City, State, Zip Code

RECEIVED
 2008 AUG - 1 AM 9:10
 STATE ENGINEERS OFFICE

\$250 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION